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**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re a	pplication of:	Shamim A. Alpha	)	
	• •	•	) .	Examiner: Unknown
Application No.:		09/885,356	)	
			)	Art Unit: 2171
Filed:		June 20, 2001	)	
			)	Attorney Docket: 27638/04001
For:	For: METHOD AND SYSTEM FOR			
	RESPONSE T	TIME OPTIMIZATION	)	
	OF DATA QU	JERY RANKINGS	)	
	AND RETRII	EVAL	)	

## PETITION TO CORRECT CORRESPONDENCE FILING DATE FOR "DATE-IN" INCORRECTLY ENTERED OR OMITTED ON EXPRESS MAIL LABEL (37 C.F.R. § 1.10(d))

Commissioner of Patents and Trademarks

APR 0 8 2002

- This is a petition to accord the correspondence in the above-identified application, a filing date of June 20, 2001, which is the date the correspondence was deposited with the United States Postal Service with proper postage.
- Attached are true copies of: a) Express Mail Label No. EL085017891US; and b) \ 2. the first page of the correspondence which was filed with this label (the Transmittal Page showing both the date on which this correspondence was mailed and that the number of the Express Mail was placed thereon prior to the original mailing.
- Correction is required because the wrong "Date-In" was entered by the U.S. 3. Postal Service on the original "Express Mail" label. The date was wrongly entered as June

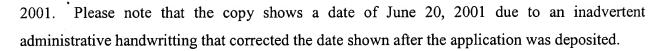
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OFFICE OF PETITIONS



- 4. The following documents, true copies of which are enclosed, establish the showing required by 37 CFR §1.10(d)(3):
  - a) An Express Mail Deposit Log that came into being within one business day of the deposit of the correspondence in the "Express Mail Post Office to Addressee" service of the U.S. Postal Service and was deposited prior to the last scheduled pickup for that day. The Deposit Log shows that the Express Mail Label No. EL085017891US was deposited on June 20, 2001.
  - b) A copy of an "Express Mail Corporate Account Billing Statement" from the U.S. Postal Service that shows the Express Mail Label No. EL085017891US was charged on June 20, 2001.
  - c) A return receipt post card for this application, showing that this application was granted the above identified application number 09/885,356 and a filing date of June 10, 2001.
  - 5. This petition was filed promptly after becoming aware that the Office has accorded a filing date based upon an incorrect entry by the U.S. Postal Service.
- 6. A check in the amount of \$130.00, payable to the Commissioner of Patents, is enclosed in payment of the fee specified in 37 C.F.R. § 1.17(h). Please charge Account No. 03-0172 for any fee deficiency or credit this account for any overpayment for this petition. A duplicate copy of this petition is enclosed for accounting purposes.

Respectfully submitted,

Date: MAN. 25, 2002

Petar Kraguljac, Reg. No. 38,520

CALFEE, HALTER & GRISWOLD LLP

800 Superior Avenue, Suite 1400

Cleveland, Ohio 44114







Deposited with the United States Postal Service via Express Mail, Label No. EL085017891US, addressed to Assistant Commissioner for Patents, BOX PATENT APPLICATION, Washington, D.C. 20231, on this 20th

day of June, 2001.

Application Of: Filed:

Title:

Shamim A. Alpha. June 20, 2001

METHOD AND SYSTEM FOR RESPONSE TIME OPTIMIZATION OF DATA QUERY RANKINGS AND RETRIEVAL

□ Declaration (2 pages)

✓ Assignment Recordation Form (1 page)
 ✓ Assignment (2 pages)

27638/04001

Attorney Docket No.: Filing Attorney:

Filing of:

Peter Kraguijac Reg. No. 38,520 Utility Patent Application

Please acknowledge receipt of the following:

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Utility Application Cover Sheet (1 page)
Fee Transmittal Form PTO/SB/17 (1 page)

Application Data Sheet (1 page)

Specification (17 pages)
Claims (5 pages)
Abstract (1 page)

Drawings (2 pages)

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⊠ Return receipt postcard
 Checks in the amount of \$7 to 0.00
 & \$40.00.

U.S. Patent and Trademark Office Express Mail Deposit Log

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PATENT APPLICATION TRANSMITTAL

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METHOD AND SYSTEM FOR RESPONSE TIME OPTIMIZATION Title OF DATA QUERY RANKINGS AND RETRIEVAL

Shamim A. Alpha

Name (Print/Type) Petar Kraguljac , Registration No. (Attorney/Agent) 38,520	<b>A</b>						
APPLICATION ELEMENTS  See MPEP chapter 800 concerning utility patent application contents  1. See Transmittal Form (e.g., PTIO/SB417) (Submet in object and exhibited in the processing) 2. Applicant claims small entity status. See 37 CFR 1.27  3. Specification	(Only for new nonprovisional applications under 37 CFR 1.53(b))	Express Mail Label No. EL085017891US					
ADDRESS TO: Box Patent Application  Box Patent Application  Box Patent Application  Box Patent Application  Box Patent Application  Computer Report Program (Appendix)  Computer Report Computer  Computer Readable Form (CRF)  Computer Readable Form							
1. Sea Transmittal Form (e.g., PTO/SB/17) (Journal on registration and expiration for the processing) 2. Applicant claims small entity satus. See 37 CFR 1.27. 3. Specification   Total Pages   23   1   2   2   3   3   3   3   3   3   3   3		ADDRESS TO: Box Patent Application					
Compared to a compared and a duplicate for the processing	See MPEP chapter 600 concerning utility patent application contents	wasnington, DC 20231					
Detailed Description    Claim(s)   Claim(s)   Claim(s)	(Submit en original and a duplicate for fee processing)  2. Applicant claims small entity status.  See 37 CFR 1.27.  3. Specification [Total Pages 23 ]  Descriptive title of the invention  Cross Reference to Related Applications  - Statement Regarding Fed sponsored R & D  - Reference to sequence listing, a table, or a computer program listing appendix  Background of the Invention	Program (Appendix)  8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)  a. Computer Readable Form (CRF)  b. Specification Sequence Listing on:  i. CD-ROM or CD-R (2 copies); or  ii. paper  c. Statements verifying identity of above copies					
Claim(s)		9. Assignment Papers (cover sheet & document(s))					
Statement (IDS)PTO-1449 Citations    Statement (IDS)PTO-1449	<ul><li>☑ Detailed Description</li><li>☑ Claim(s)</li></ul>	10. 37 CFR 3.73(b) Statement Power of (when there is an assignee) Attorney  11. English Translation Document (if applicable)					
5. Oath or Declaration  a. Newly executed (original or copy)  b. Copy from a prior application (37 CFR 1.63 (d)) (for continuation/divisional with Box 18 completed)  i. DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)  6. Application Data Sheet. See 37 CFR 1.76:  Continuation Data Sheet under 37 CFR 1.76:  Continuation Data Shee	4. ☑ Drawing(s) (35 U.S.C. 113) [Total Pages   2 ]						
b.	5. Caut of Decial auton [Total Pages] ]	<ul> <li>13. ☐ Preliminary Amendment</li> <li>14. ☒ Return Receipt Postcard (MPEP 503)</li> </ul>					
Application Data Sheet under 37 CFR 1.76:    Continuation   Divisional   Continuation-in-part (CIP)   of prior application No	<ul> <li>b. Copy from a prior application (37 CFR 1.63 (d))         (for continuation/divisional with Box 18 completed)         i. DELETION OF INVENTOR(S)             Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)</li> </ul>	15. Certified Copy of Priority Document(s) (if foreign priority is claimed)  16. Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent  17. Other: Check for Application \$ 710.00					
Application Data Sheet under 37 CFR 1.76:    Continuation   Divisional   Continuation-in-part (CIP)   of prior application No							
Continuation   Divisional   Continuation-in-part (CiP) of prior application No.:		requisite information below and in a preliminary amendin hit, or in an					
19. CDERE FRONTIENT LADDRESS  24024 Customer Number or Bar Code Label  Country  Telephone (216) 622-8654 Fax (216) 241-0816  Name (Print/Type) Petar Kraguljac Registration No. (Attorney/Agent) 38,520  Signature Date Jun 20, 2001	Continuation  Continuation  Continuation-in-part (CIP)  Prior application information:  Examiner  Group Art Unit:  For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under B x 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.						
Country   Customer Number or Bar Code Label   Customer Number or Bar Code Label   Customer Number or Bar Code Label   Customer Substitution							
Country   Customer Number or Bar Code Label   Customer Number or Bar Code Label   Customer Number or Bar Code Label   Customer Substitution	19. CORRESPONDENCE ADDRESS						
Name (Print/Type) Petar Kraguljac , Registration No. (Attomey/Agent) 38,520  Signature Date Jun 20, 2001	Customer Number or Bar Code Label	or Attach bar code or Correspondence address below					
Signature Fitch Siz Date Jun 20, 2001	Country	Telephone (216) 622-8654 Fax (216) 241-0816					
		Registration No. (Attorney/Agent) 38,520					
		Date Jun 20, 2001					

Express Mail No. EL085017891US

I hereby certify that this application is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on this 20<sup>th</sup> day of June, 2001 and is addressed to the Assistant Commissioner for Patents, Box Patent Application, Washington, D.C. 20231

ANGELA SUBER Signature

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